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MINUTES OF THE COUNCIL AND GENERAL COURT 1622-1629.*

From the originals in the Library of Congress.

(CONTINUED.)

*All erasures in the originals are here printed in italics.

[229.]

Y^t is ordered y^t Georg Medcalf shall inioy John Dennis who is bounde unto him by Indentures, and y^t he shall pay to Mr John Hays at or before the seven and twent'eth daye of this present moneth of ffebruary one hundred and twentie pound weight of the best merchantable Tobacco in leafe stript or twelve pound uppon the hundred allowance for ye satis * * * [letters illegible] to be paid at James Cyttye (subpoena) of [or?] to forfeit 80 li. of Tobacco.

Y^t is ordered y^t John Webb, John Greene, and Wm. ffoster shall pay each of them twenty li. weight of the best merchantable Tobacco (halfe thereof towards those things y^t were taken out of Edward Nevells Cabbin And the other halfe t'wards the seacke [sack] y^t was dranke *yere* owt. And whereas the said three men do appeach others y^t is ordered they shalbe examined at Elizabth Cyttie by Capt. Tucker and the rest and an order made as shall appeare by proof.

Thomas Ramshee sworne and examined sayeth y^{t} Mr Westone was owner of the Sparrow and did sett her out at his charge from London to Virginia & laded divers goodes into her. And y^{t} Maunder cam as purser of her, and this deponent knoweth of no goodes y^{t} Maunder had in the shipp of his oune beinge a very poore man & had not, as Maunder himselfe confest to this deponent money to buy himselfe necessaries for setting himselfe fourth to sea but y^{t} he was faine to borow of the said Mr. Weston.

Y^{t} is ordered y^{t} Mr. John Baynham shall bringe the accoumpts to Mr. Weston and deliver unto him such goodes and depts as ye said John Baynham by order from Maunder hath received in this County, And y^{t} Mr. Weston shall bringe in a right Inventorie of all ye said depts and goodes by ye last d'ye of March now next cumeinge into this Courte.

[230.]

ffebruary the XXIIIth 1625

James Blackbourne sworne and examined before the Governor sayeth that he did heere Capt. Warde say that Christopher Baker came over with him into this Countrey to serve him fower yeeres, And this deponent uppon his knowledge deposeth that the said Christopher Barker hath faithfully and fully served Capt. Warde the said fower yeeres.

ffebruary the XXVIIth 1625

George Allen(1) sworn and examined sayeth y^{t} Thomas Dunthorne his m'r [master] when this deponent was to com upp to serve Mr. John Woolrich, bidd this deponent (who then was greaved with the fflux) That he should conceale his sickness from Mr. Woolrich, And to sett a good face uppon The matter as though he were in good health, and further this deponent sayeth y^{t} he was greived w'th the fflux some two

(1) The name of George Allen, like that of Christopher Baker, just preceding, does not appear in the Census of 1624-5, though they seem to have been living in Virginia at the time. Thomas Dunthorne, his wife, and 6 servants were then living at Elizabeth City. The name of John Woolrich does not appear in the Census though he evidently lived in the Colony at that time. These and other instances which have been given show that the Census is not quite complete.

months before Thomas Dounthorne his m'r sent him upp to Mr. Woolrich.

March ye seconde 1625

John Tyus(2) sworne and examined before the Governor sayeth that he harde Mr. Swyft saye that Thomas Haule should keepe the two barrells of corne w'ch was William Bynckes And that Mr. Swyfte said y^t^ he could satisfie William Byncks two barrells of corne for the said two barrells that Thomas Haule had.

Thomas Chambers sworn and examined the same tyme by the Governor sayeth as much as John Tyus formely saide & to the same effect.

[231.]

March the 6th 1625

Richard Taylor(3) sworne and examined before the Governor sayeth that Joane Vincent should reporte, That there was ffowerteen women in the church and that seven of them were Thomas Harris his ——

[The same witness quotes another statement by Joan Vincent charging Thos. Harris with an offence of similar kind.]

(2) John Tyus or Tyos, who came in the *Bona Nova* in 1620, lived at the Treasurer's Plantation, James City, in 1624-5. Richard Binks and his wife Ann, who came together in the *George*, then lived at the Main, which was the territory on the mainland immediately behind Jamestown Island. Thomas Chambers, age 24, who came in the *Southampton*, 1621, was one of Abraham Perseys servants at Persey's Hundred in 1624-5.

(3) Richard Taylor, age 50, who came in the *Mary Margaret* in September 1608, Dorothy his wife, age 21, who came in the *London Merchant*, 1620, Mary their child, age three months, and a servant, Christopher Browne, age 18, who came in the *Duty* in May 1620, lived at the Neck of Land in Charles City 1624-5. The place was the present Jones' Neck not far from Henricopolis (Dutch Gap). William Vincent, age 39, who came in the *Mary and James*, and Joanna his wife, age 42, also lived there. Thomas Harris, who was then or soon afterwards commander of the plantation there, was aged 38, and had come in the *Prosperous* in 1611 and his wife Adria, aged 23, who had come in the *Marmaduke* in Nov. 1621, were also a neighboro of theabove. He was long a man of prominence and was a Burgess in 1623, 1639 and 1647. See this Magazine IV, 248, 249. Joan Vincent was one of the foul-mouthed viragos, of whom other examples have occurred in these minutes. The Church was that at Henrico or Henricopolis, now Dutch Gap.

[232.]

A Courte heald the XIIIth of March 1625, beinge present S'r ffrancis Wyat, Knyght, Govenor &c, Capt. ffrancis West, Capt. Smith Mr. William Cleybourne.

Thomas Bagwell(4) sworne and examined sayeth That about January 1624 Allen Kemptone came to this deponent and requested him to speake to Richard Peerce y^{t} he might be discharged from him for the Time he had to serve him and he would give him reasonable satisfactione for y^{t} tyme. And this deponent spoke to Richard Peerce about it and Richard Peerce was contented that if Allen would give him a barrell of Corne he would discharge him for the Tyme he had to serve him, w'ch barrell of corne the said Allen did promise to pay Richard Peerce in Aprill following.

James Playse sworne and examined sayeth that on the seaventh d'ye of March 1625 Mr. Thomas Allnut(5) and his man Roger Reades beinge in the neck of lande, fell in question in w'ch moneth Easter fell and for this yeere Mr. Allnut assuming it was in March, Roger replying it was not & after many replies Mr. Allnut offered to lay a yeares service with him, w'ch Roger accepted, And there lyinge An Axe uppon the ground Mr. Allnut had Roger take the axe saying I give thee this axe as a covenant betwixt us and this boye vidlt, the deponent, shall be a witness to the bargaine, w'ch was y^{t} if Easter fell out in March, then Roger was to serve him two yeeres and a halfe, w'ch was a yeere more than his tyme and if not in March then Mr. Allnut was to loose a yeeres service, whereuppon this deponent tooke up the axe and gave it to Rogers hands and asked Mr. Allnut and the said Roger whether they were contented, they said yes.

[233.]

Roger Roades sworn and examined affirmeth the oath Taken by James Playse is a trew oath, and y^{t} it was the trewe Bargaine betwixt Mr. Allnut and him.

(4) Thomas Bagwell lived at the Neck of Land near Jamestown 1624-5. Allen *Kenistone*, who came in the *Margaret & John*, lived at Pashbehayes, a short distance above Jamestown 1624-5.

(5) Thomas Allnut, who came in the *Gift* and his wife who came in the *Marygold*, lived at James City 1624-5. His servant Roger won the bet and his year of freedom.

Richard Perce sworn and examined sayeth y^{t} John Osborne was to paye the one halfe of a barrell of Corne w'ch he had of Allen Kewstone as is expressed in the will under theire handes and seales.

It is ordered y^{t} John Osborne(6) shall paye Allen Kewstone a barrel of ears.

It is ordered y^{t} Richard Peerce shall paye Allen Kewstone a barrell of ears and one bushell of corne w'ch barrell of ears w'ch Allen Kewstone was to pay Richard Peerce upon an agreement as by the oath of Thomas Bagwell appeareth. And that Richard Peerce is to paye a hundred pound weight of good merchantable Tobacco pr'sentlie to ye said Allen Kewstone w'ch the said Richard Peirce confesseth to be dewe.

It is ordered y^{t} Richard Peerce shall pay to Doctor Pott one hundred weight of good merchantable Tobacco and one barrel and two boushells of corne presently.

Christopher Reighnalls(7) sworne and examined sayeth that he did see and read Peter Collins Indentures and that by y^{t} Indenture he was bounde to serve Mr. Bennett fower years.

[234.]

It is ordered w'th the consent of Capt. ffrancis West y^{t} he as administrator of Capt Croshaw(8) shall pay two hundred weight of Tobacco to Mr Gill to the use of Mr William Counstable, And that Robert Wright shall pay one hundred and fyfteene weight of Tobacco to Mr Gill for the use of Mr Counstable beinge the remainder of a debt dew from Capt. Croshaw and Robert Wright as by two bills p'duced in Court by Mr Gill appeareth.

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(6) John Osborne and Mary his wife lived at James City 1624-5.

(7) Christopher Reynolds who came in the *John & Francis*, 1622, was one of Edward Bennett's servants at Warrosquoiacke 1624-5. Peter Collins, who came in the *Adam*, 1621, was a fellow servant.

(8) Captain Raleigh Croshaw, a member of the London Company, had been a very prominent man in the Colony from his arrival in 1608. See this Magazine I, 84. This order, for the first time, gives an approximate date of his death.

Leonard Moore(9) sworn and examined sayeth y^{t} before michellmas last was twelve month John Watson bought from Mr Blayney six yardes of cloth and delivered it to Mathew Edlowe.

Lieut. Thomas Osborne(10) sworn and examined sayeth that about Christmas last was Twelve months Mr Blayney being at Harihatox caled this deponent to be a witness y^{t} he discharged Mathew Edlowe of depts and reckonings dew unto him from ye said Mathew Edlowe having no pen or Inke to wright him a discharge. Whereas William Vincent hath p'cured a warrant against Thomas Harris and his wiefe and John Chambers as a witnes who have accordinglie appeared at the d'ye required And William Vincent as complaynante hath not appeared, The Courte doth order that Thomas Harris and his wife shalbe discharged, for ye warrantt, And y^{t} ye said Wm Vincent shall paye to each of them thirtie pound weight of Tobacco in lieu of their charges and loss of tyme, Vidlct: to Tho. Harris his wife and John Chambers each of them thirtie pound weight.

[235.]

A Courte held the XXth day of March 1625, beinge present S'r ffrancis Wyatt Knight, Governor &c, Capt ffrancis West, Capt Roger Smith.

John Chew, merchant, sworne and examined says the y^{t} the account p'duced by him in Courte between him and Mr. Bolton(11) is a trewe Accompt, and no more.

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(9) Leonard Moore, who came in the *Bona Nova*, lived at the College Land (Henrico), 1624-5. John Watson, who came in the *William & Thomas*, also lived here. Edward Blayney was appointed to the Councli 1626.

(10) Lieut. Thomas Osborne came to Virginia in November 1619, and settled at Coxendale on James River in the present Chesterfield County, (close to Henricopolis) about 1625. He was Commander of the College Land plantation 1624-5, and afterwards for several years a member of the House of Burgesses. He has many descendants. See this Magazine IV, 247, 248. Harihattox or Harrihattocks was on the north side of the river extending upwards from a point opposite Henricopolis.

(11) Rev. Francis Bolton came to Virginia with Governor Wyatt, and was first in charge of the church at Elizabeth City; but in 1623, was minister of the Eastern Shore. Later (Neill says) he appears to have succeeded Hawte Wyatt at Jamestown; but as the record shows he was also minister for Warrosquoicoke, where Edward Bennett's plantation was situated.

It is ordered y^t^ Mr Lodowick Pearle shall paye thirtene boushells of Indyan corne beinge a remainder for those Tithes dew to Mr. Bolton for Mr Bennett's, Plantacone at Waris Coke two years past.

It is ordered y^t^ James Larimore havinge referred his peticone to this Courte shall have his pass to goe for his countree, The rather for that he is an old man and at this tyme diseased. And his labor decreased whereby he may rather be a charge to your country than otherwise.

It is ordered y^t^ Randall Holte(12) uppon his peticone p'fered in Courte shall serve and remain with Doctor Pott his m'r until Christmas next—com twelve moneths. And the Doctor Pott his m'r to deliver up his Indentures and make him free, and to give him one suit of aparell from head to foote and three barrells of corne.

[236.]

A Courte held the XXVIIth of March 1626 beinge pr'sent S'r ffrancis Wyatt, Knyht, Governor, Capt. ffrancis West, Capt. Rojer Smith, Capt. Ralph Hanor.

Thomas Bunn(13) sworne and examined sayeth that about the moneth of July last past Mr William Atkin beinge sick at his howse and this deponent findinge him to be very weake and sick, did ask him how he meant to dispose of his Estate. To w'ch Mr Atkins replied, That he wold leave all that he had heere in Virginia to the disposing of his Cozen Mr Luke Boyse to pay all such debts as he did owe heere in Virginia and to send home the remainder to his wife and children in England.

Thomas Marlott(14) sworne and examined sayeth y^t^ about

(12) Randall Holt, aged 18, who came in the *George* in 1620, was one of Dr. Pott's servants at The Main 1624-5. After the expiration of his indentures he married Mary, daughter and heiress of John Bayly and acquired with her a large and valuable tract of land on Hog Island. He has many descendants. See this Magazine V, 542, &c.

(13) Thomas Bunn was a physican and surgeon.

(14) Thomas Marlott, Marlett or Marloe, Gent., lived at the College Land 1623, and at the time of the Census of 1624-5, lived at The Main, Jersey City. Thomas Bunn and his family lived near. Thomas Swinhow, who came in the *Diana*, his servant Lawrence Smallpage, aged 20, who came in the *Abigail;* John Carter who came in the *Prosperous*, and David Ellis and Margaret his wife, who came in the *Margaret & John*, also lived at the Main.

two d'yes before Mr Atkins died he was desirous to make his will, w'ch was begunne but not finished. And further this deponent sayeth y^{t} Mr Atkins used the same speeches in effect w'ch Mr. Bunn hath formerly deposed.

Nathaniel Jeffereys sworne and examined sayeth y^{t} Mr Atkins used the same woordes as Mr Bunn and Mr Marlott formerly delivered or to the same effect.

John Carter sworne and examined sayeth y^{t} one Saturday last past was sennight beinge the XVIIIth of March 1623 Mr. Thomas Swinhow beinge sick said to this deponent y^{t} if he should die before he came home into England, That then he would give to this deponent and to David Ellis and his wife to and child each of them being of ** peace, And y^{t} he would give this deponent his suite of aparell and small Trunke two blanketts one pillow, 1 pare of hose and shews & two shirtes, And further he sayeth y^{t} Mr. Swinhow said that if he should die before he receaved payment for his man Lawrence that then he should be made free.

[237.]

And further this deponent sayeth y^{t} Mr. Swynhowe did saye y^{t} he would give Mr. Gill a hundred gilders w'ch was ten pounds sterling for to make the most of his Tobacco, And this deponent and his brother David Ellis to see y^{t} the most should be made of his Tobacco, And that after his legacies were paide, That then the remainder of his goodes should be delivered to his brother in London and that yf his brother in London were dead That then it should be sent to his two brothers in the Countrey.

Margarett Ellis sworne and Examined sayeth y^{t} she did heere Mr. Swinhow saye y^{t} he would give Mr. Gill a hundred gilders to make the most of his Tobacco, And that John Carter and this deponents husband should also se y^{t} the most should be made of his Tobacco.

Y^{t} is ordered y^{t} Randall Smallwood shall have the charge of all such goodes of Mr. Thomas Swinhow as are yett nott disposed of and to send a true Accompt therof unto his brother in London. And that Mr. Swinhow's man Lawrence may dis-

pose of himselfe untill fourther order com from Mr. Swinhow from London for and concerninge any fourther service to be demanded of him.

Whereas Mr. Michaell Marshatt doth confess himselfe indepted to Mr. Gill in the sume of two thousand weight of Tobacco & upwards and for default of payment his goodes movable and immovable have been already forfeited, and Mr. Gill is contented to respitt him untill the eight of Aprill now next ensuinge. The Courte doth order y^t^ Yf default be made in payment in & uppon that daye, That then Mr. Gill shall have present Execution of all his goodes and servants by vertue of this order of Courte.

[238.]

The Courte uppon the Peticione of Mr. Michaell Marshatt is contented to give him leave to trade with w'ch those consines, That Lieut. Peppett(15) or some other y^t^ shalbe approved by the Governor and Councell w'th 14 sufficyent shott armed complete And that he sell to Such in the countrey as shalbe in want of corne two hundred and sixtie boushel of corne not exceeding the rate of seaven pound of Tobacco the bushel. And that he deliver besides into the publique store sixtie boushell of Corne extra to be employed uppon Publique uses by the Governor and Councell.

W'ch the said Michaell Marshatt hath beene present in Courte engage himselfe to p'forme.

March the XXIXth 1626.

William Spencer sworne and examined before the Governor sayeth y^t^ in the yeare Ano Dono 1620 he did oversee the labours of six or seaven men belonginge to Capt. William Peerce

(15) Lieut. Gilbert Peppett lived at Flowerdew Hundred in 1623; was a member of the Assembly of 1625, and in 1627 patented 250 acres on the south side of Warwick River; but is not named in the Census of 1624-5. His wife Alice came in the *Jonathan* in 1619.

(16) who planted in the maine, And that thear cropp for y^{t} yeere Amounted to the sume or quantitie of three or fower thousand pound weights of Tobacco, And that Mr. John Rolfe receaved all the said sume of Tobacco from the hands of this Examinate, And disposed of But for ye p'ticulars this deponent doth not now precisely remember, But sayeth y^{t} at that tyme y^{t} is to say at that cropp he this deponent delivered a p'ticular note and accompt of the said Tobaccos to Mr. John Rolfe written by Edward Britt one of Capt. Pearces servants, And y^{t} after uppon the cominge in of Capt. Peerce this deponent delivered another note to the same effect unto Capt. Peerce.

And further this deponent sayeth y^{t} there were two of Mr. ffranks men w'ch after Mr. ffrancks decease were put into ye mayne to woorke w'th them, And farther he sayeth y^{t} is [word illegible] up the chiefe of theire worke, The men were comanded away to woorke over the water by Mr. John Rolfe, some tymes more some tymes fewer, so much as Amounted to one hundred dayes woorke for a single man And further this deponent sayeth y^{t} in March 1622 There planted over the water at Mr. Rolfes Plantation XXX persons, whereof some belonged to Mr. Rolfe, some to Capt. Peirce, some to Mr. Ewyns and some to this deponent, each of w'ch men had to theire single share one hundred weiht of Tobacco and one barrell of Corne, of w'ch number of men before menconed, two only belonged to Mr. Rolfe (Vidlt) Robert Davis and William Rolnett.

[240.]

Thomas Min [?] sworne and examined before the Governor and Mr. Abraham Persye Esquire Counsellor of estate for Virginia, sayeth, That he was at the makinge of a smalle Shallop

(16) Capt. William Pierce, member of the Council 1631, was father of the third wife of John Rolfe. At the time referred to Pierce was evidently in England and Rolfe was managing his affairs in Virginia. "Over the Water" was the country on the south side of the river opposite Jamestown and near the present Scotland Wharf. In this neighborhood, later, John Rolfe's son Thomas owned "Smith's Fort," and other land "given to him by the Indian King."

at James Cytie by ye direction of Capt. Thomas Barwick (17) for the Company and Adventurers of the Shipwrghts, And afterwards this boate was sold to Capt. Wm. Eppes for 200 pound weight of good merchantable Tobacco, And as yett to this deponents memory the aforesaid debt of 200 li. weight of Tobacco is not Satisfied unto any man, And further this deponent sayeth That upon the death of ye saide Tho Barwick he delivered up to Mr. George Sandys, There'on, a liste of the depts y^{t} were owinge by divers planters in this Colony, whereof Capt. Wm. Eppes his dept is as beforesaide was one, And further this deponent sayeth y^{t} he knoweth that Mr. George Sandys being then Therea'r had order from the Company to receave upp all the accounts and estate y^{t} Capt. Barwick was possest of beinge dew and Accomtable to the Company aforesaid.

[241.]

A Courte held the Thirde daye of Aprill 1626, beinge present S'r ffrancis Wyatt, Knight, Governor &c, Capt. ffrancis West, Capt. Ralphe Hamor, Mr. Abraham Persye.

Randall Smallwood Provost Marshall sworne and examined sayeth that he, this deponent and Nathaniell Reynolds beinge chosen for the praysinge of the movable goodes of Mr. Richard Buck, minister, deceased, they praysed all the said movable goodes at the rate of three shillings p. pounds in Tobacco Mr. Bucks liberary of Books (18) only excepted, w'ch liberary of bookes were praysed afterwards by Mr. John Prentis and this deponent and Nathaniell Reynolds at the rate of three shillings the pounde in Tobacco.

Uppon the deposition of Randall Smallwood before taken the Courte conceiveth it reasonable, That whereas the Gardians have putt in securitie for ye payment of three hundred and

(17) Capt. Thomas Barwick was sent to Virginia in 1622 to build houses, ships &c; but soon died. The "Company of Shipwrights," was one of the subordinate organizations within the Virginia Company.

(18) This is the second minister's library of which there is record. That of Robert Hunt was destroyed by fire at Jamestown. Doubtless other ministers had books; but we have no details regarding them.

twentie pounde, meaninge in Tobacco at three shillings p. pounde, Consideringe y^{t} is not felt y^{t} the stock of the Children should rest so longe in their hands to be paid in Tobacco w'th then we know not of w't value it may be The Courte conceaves it reason y^{t} the Gardians doe putt in securitie for the true payment of halfe the value of their several bondes to be paid in lawfull money of England w'ch is agreeable and accordinge the praysinge of the goods.

[242.]

Whereas at the request of Mr. John Gill who hath been ymployed hither into this Country divers tymes in necessary supplies for ye Countrey & doth heere in Courte p'mise to plant heere and to bringe in servants for y^{t} purpose, The Courte for his better Encouragement doth graunte him he shall have his freedom granted granted him.

Whereas by reason of the casualties happening to the Orphants of Mr. Richard Buck, Theire doth and often may fall owt divers varyances between the overseers and the Gardians of ye said Mr. Buck, and dangers of loss of the stock to ye orphants, The overseers have moved the Courte that both for theire case and the gardians and the good of the orphants That they make agreement w'th the Gardians for a certen number of cattle to be dewe to the orphants at the severall ages of twentie one yeers according as may be probably supposed might arise uppon the increase. And because that agreement doth nott seeme principalie to agree w'th the Lore of the will, They desire that their Acts may receave strength by the approbation of this Courte. To w'ch the Courte doth willinglie Consent as finding it the best and most convenient for both p'ties being made in y^{t} manner as is proposed in courte the said Overseers or Gardians.

[243.]

A Courte held the XXth daye of Aperell 1626 beinge present S'r ffrancis Wyatt, Knight, Governor, &c Capt. ffrancis West, Capt. Roger Smith.

Whereas Richard Biggs(19) of West & Shirley hundred in Virginia late deceased did give and bequeath all his goodes and chattells to Sara Biggs his wiefe and Richard Biggs his sone w'ch goodes beinge solde to the best valew heere in Virginia, Amounteth all charges being deducted, To five thousande five hundred and eighteen pounde of Tobacco, besides two heifers left here in the countrey w'ch said Tobacco is now shipt abourde the good shipp caled the Temperence now bound for England, And the full p'ceeds of the saide goodes as by the oath of the saide Sara Biggs taken in Court appeareth.

In regard the full and entire moyetie of the said Tobacco accordinge to the trewe interest and meaninge of the said Richard Biggs his will may come and Accrew to the said orphant Richard Biggs, The Courte doth order that the said Sara Biggs and Samuel Sharpe wh'm the said Testator by word of mouth appointed overseer of his will and Testament, shall enter into bonde of three hundred pounde lawfull money of England, that w'thin two moneths next after it shall please god they shall arrive in Englande They shall Take out of the Prerogative Courte of Canterbury in England A letter of Administration, And within such a reasonable Tyme after they may make sale of the Tobacco to bringe in a trew accompt of the p'ceedes thereof in money into the saide prerogative Courte, To ye ende the one moyetie thereof may redounde to the orphant Richard Biggs sone of ye said Richard Biggs deceased.

[244.]

Yt is ordered that whereas Richard Biggs left a howse and nyne Acres of land w'ch by his last will & Testament he gave and bequeathed to Sara Biggs his wiefe and Richard his sone.

(19) The will of Richard Biggs was printed in this Magazine XI, 360, 361. He was a yeoman, probably of moderate means when he came to Virginia, and the estate he left shows what an industrious man could do even in those early and disturbed days. In addition to the amount left his wife he gave his sister Rebecca Rose six acres of land and Samuel Sharpe 300 lbs tobacco. The amount the wife's share realized, 5518 lbs tobacco, would be worth at the usual rate at this time of three shillings a pound, about £800. It is not likely that the value was as much; but still it was a good result for the work of a small farmer.

Y^{t} is ordered that the said Sara Biggs shall have the Gardianship of the body and landes of the saide Richard Biggs. To be accomptable for the moyetie of the yeerely rent and p'ffit thereof to the said Orphant Richard Biggs when either he shall come to adge of twenty one yeeres or otherwise of yeers of discretion to Chouse his Gardian.

Y^{t} is ordered y^{t} such wearing Cloothes as Mr. John Bates(20) died seased of shallbe solde to the best advantage w'th A Trunk marked with his owne marke Towards the payment of his depts and whereas John Southern p'senteth in Courte one bill of dept under the hand and seale of Mr. John Bates for 70 pound of Tobacco, and one bill of dept of Michael Graves [?] for 25 pound of Tobacco y^{t} is ordered y^{t} John Southern shall have Mr. Bates his trunk and those things y^{t} are therein (videt) a Coate, a canvas doublett and one old Ruff bande in satisfactione of the said two debts.

[245.]

A Courte held The XXVth of Aprill 1626 being present S'r ffrancis Wyatt, Knight, Governor &c Capt. ffrancis West, Capt. Roger Smith, Capt. Samuel Mathewes, Mr. William Cleybourne.

Y^{t} is ordered y^{t} George ffyer(21) ffaylinge in the fullfilling of his conventents w'th Robert Wright shall pay the charge of his Inprisonment and one hundred and fyftie pound weiht of good merchantable Tobacco for damages. And one hundred weihte of Tobacco and & [?] for three weekes woorke & y^{t} Robert Wright and his man did woorke w'th George ffyer.

Mr. Thomas Bun sworne and examined sayeth y^{t} the bill he p'duced in Courte for physick and surgerie for Andrew Waters Mr. Richard Stephens man is a trew bill and due bept unto him.

Y^{t} is ordered y^{t} John Southern shall pay the said bill to Mr. Bunn out of Mr. Stephens goodes.

(To be continued.)

(20) John Bates, aged 24, who came in the *Southampton*, 1621, was in 1624-5 a "servant" to Archibald Persey at Persey's Hundred; but he was evidently a hired employee as soon afterwards he was styled "merchant."

(21) George Fyes was probably the George Fries of the Census, who came in the *William & Thomas*, and who with his wife Ursula, who came in the *London Merchant*, was living at Pashbihayes on the Main in 1624-5. Robert Wright aged 45, who came in the *Swan*, 1608, was one of Anthony Bonall's "Muster", at Elizabeth City, 1624-5.